

8-25-05

Ifa

PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

4

Application Number

US 10/603,117

Filing Date

24 JUNE 2003

First Named Inventor

Nathan Pyles

Art Unit

3764

Examiner Name

Tam M. Nguyen

Attorney Docket Number

JHT-001USP

ENCLOSURES (Check all that apply)

Fee Transmittal Form



Fee Attached



Amendment/Reply



After Final



Affidavits/declaration(s)



Extension of Time Request



Express Abandonment Request



Information Disclosure Statement



Certified Copy of Priority Document(s)

Reply to Missing Parts/
Incomplete ApplicationReply to Missing Parts
under 37 CFR 1.52 or 1.53

Drawing(s)



Licensing-related Papers



Petition

Petition to Convert to a
Provisional Application

Power of Attorney, Revocation



Change of Correspondence Address



Terminal Disclaimer



Request for Refund



CD, Number of CD(s) _____

☐ Landscape Table on CD

After Allowance Communication to TC

Appeal Communication to Board
of Appeals and InterferencesAppeal Communication to TC
(Appeal Notice, Brief, Reply Brief)

Proprietary Information



Status Letter

Other Enclosure(s) (please identify
below):

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name

King Research & Law

Signature

Printed name

Patricia Smith King

Date

24 Aug 2005

Reg. No.

41,899

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Signature

Typed or printed name

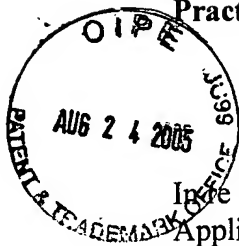
Patricia Smith King

Date

8/24/2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Nathan Pyles, Derek Nelson, Chih-Jen Wang, Hung-Mao Liao

Application No.: 10/603,117

Group No.: 3764

Filed: 06/24/2003

Examiner: Tam M. Nguyen

For: Dual-function treading exerciser

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE

The submission being made herewith is Applicant's response ("Response") to the communication from the Examiner dated August 04, 2004 (hereinafter "Office Action").

REMARKS

1. **Office Action Summary:** The Office Action Summary at "4" states that Claims 1-33 are pending in the application. In fact, Applicant cancelled Claims 9 and 20 in response dated 10 March 2005 to the previous office action. Please correct the list of pending claims to read:

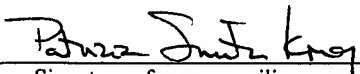
Claims 1-8, 10-19, and 21-33 are still pending.

2. **Office Action's Comment 1&2:** The Office Action's Comment 1 states that, "This application contains claims directed to the following patentably distinct species of the claimed invention: Species A: Fig. 1; Species B: Fig. 10." Comment 2 then requires

CERTIFICATION UNDER 37 C.F.R. section 1.10*

I hereby certify that this paper, along with any document referred to, is being deposited with the United States Postal Service on this date 24 AUG 2005, in an envelope as "Express Mail Post Office to Addressee," mailing Label Number EQ013963626US, addressed to the: Mail Stop Amendment, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450.

Patricia Smith King


Signature of person mailing paper